

Exhibit 1

FIRTH♦JOHNSTON♦MARTINEZ

A PROFESSIONAL LEGAL CORPORATION

415 NORTH MESA, THIRD FLOOR
EL PASO, TEXAS 79901
(915) 532-7500
FACSIMILE (915) 532-7503

VICTOR M. FIRTH

Member: Texas and Oklahoma Bars

CHRISTOPHER R. JOHNSTON[†]

Member: Texas and New Mexico Bars

ANTONIO MARTINEZ, JR.

Member: Texas Bar

EDWARD DEV. BUNN, JR.

Member: Texas and New Mexico Bars

J. CRAWFORD KERR

Member: Texas Bar

Of Counsel

CRAWFORD S. KERR, JR.

Member: Texas Bar

[†] Board Certified – Texas Board of Legal Specialization
Civil Trial Law and Personal Injury Trial Law

November 14, 2012

VIA FACSIMILE: (915) 541-6440

Mr. Corey W. Haugland
James & Haugland, P.C.
609 Montana
El Paso, TX 79902

Re: *DHC Realty, Inc., Debtor; Case No. 11-30977-hcm; DHC Realty, LLC, Chowaike Holdings, LLC, et al v. Armando Armendariz, et al.; Adversary No 12-03012-hcm; In the United States Bankruptcy Court for the Western District of Texas, El Paso Division*

Dear Mr. Haugland:

I am writing in response to the telephone call I received last week from your associate, Mr. Wall, requesting clarification on various requests for production. Below is some clarification for the responses you inquired about as well as attached document samples:

- | | |
|-----------------------------------|---|
| Request for Production No. 15 c.: | Requests copies of manager payroll checks with stubs; payroll reports, see attached "Management Payroll 12-31-2011" example. |
| Request for Production No. 16: | See attached "Weekly Catering Recap" example. |
| Request for Production No. 21: | All checks that were issued to Army & Air Force Exchange Service (AAFES) with a paid percentage for sales from Dona Ana, McGreggor Range, Fort Bliss, Holloman Base for the stated dates. |

C. Haugland
November 14, 2012
Page 2

Request for Production No. 29: Managers in store monthly, completed inventories for stated date range. See attached inventory spreadsheet example (10 pages).

Request for Production No. 38: See attached payouts "FUDDS 1" example (1 page).

Request for Production No. 45: All questionnaires, reports, and/or documents requested from Luby's Fuddruckers Restaurants, LLC auditing department.

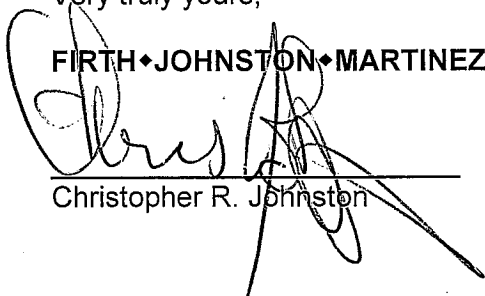
Request for Production No. 48: See attached "PO Catering Outstanding 2010" example.

In addition to the above, Defendants' discovery was served via Certified U.S. Mail on September 17, 2012. Pursuant to FRCP §§ 33(b)(2), 34(b)(2)(A), and 6(d), Plaintiffs' responses were due no later than October 22, 2012. No attempts were made requesting additional time to respond. I only received a telephone call from Mr. Wall last week regarding the above discovery requests. Please let me know why you have not responded to my clients' discovery requests, and when you intend to serve them.

We are also in the process of preparing Defendants' responses to Plaintiffs' discovery. Many of Plaintiffs' Requests for Production seek Defendants' personal information relating to bank account statements, income tax returns, telephone records, etc. Since these documents contain Defendants' personal information, we will produce only subject to a signed confidentiality agreement. Since I am assuming your client would likewise wish to keep some of their documentation confidential, I propose a mutual confidentiality agreement. If this is agreeable to you, could you please draft a mutual agreement and send it to me for review.

Very truly yours,

FIRTH•JOHNSTON•MARTINEZ


Christopher R. Johnston

CRJ:mz



Management Payroll

12-31-2011

Far East

**Abraham Alfaro
Danny Armendariz
Hector Armendariz
Yvette Armendariz
Marie Drake**



WEEKLY CATERING RECAP

WEEK ENDING: 08/24/2008

CONTRACTED	M	TU	WED	TH	FRI	SAT	SUN	TOTAL
McGregor	\$ N/A	664	950	N/A	N/A	N/A		\$1,614
DONA ANNA	\$ N/A	N/A	N/A	N/A	N/A	N/A	N/A	\$0.
WHITE SANDS	\$ N/A	532	N/A	N/A	N/A	N/A	N/A	\$532
ADC	\$ 198	294	174	264	216	N/A	N/A	\$1,146

TOTAL CONTRACTED \$3,292

PRIVATE			
JESUS po	TUE	F. EAST	\$280
BECKY	TUE	WEST	\$480
TERRI po	TUE	F. EAST	\$400
YOLONDA	TUE	F. EAST	\$195
PARKER	TUE	F. EAST	\$480
STATE FARM	TUE	WEST	\$333
MR. GREY	THUR	F. EAST	\$550
RAY	THUR	F. EAST	\$261.33
KATHIA po	THUR	F. EAST	\$1600
JEAN	THUR	F. EAST	\$125
LETTY po	FRI	F. EAST	\$572
LETTY	FRI	F. EAST	\$195
KATHY po	FRI	F. EAST	\$1100
BECKY	FRI	WEST	\$433
MAGGIE	SAT	F. EAST	\$435.11
ANNA	SAT	F. EAST	\$1970.15
ANNA	SAT	F. EAST	\$454.65
HELEN	SAT	EAST	\$81

TOTAL PRIVATE CATERING: \$ 9,945.24

TOTAL CATERING BY STORE:

EAST: \$81
WEST: \$913
F.EAST \$12,243.24

Total Catering \$13,237.24

WEEKLY SALES & LABOR

	TY/ SALES	LY SALES	% + OR -	GC	HR	\$	%
EAST	20,340	34,130	-40.40	2029	558	3836	18.86%
WEST	29,071	29,597	-1.77%	2728	772	5186	17.84%
F. EAST	28,404	N/A	N/A	1886	682	4226	16.29%
COMPANY	77,815	63,727	+22.10%	6643	2012	13,248	17.0%

PREP

Coleslaw Prepped	Pan							0	\$5.00	0			\$0.00
Guacamole Fresh	Pan							0	\$6.50	0			\$0.00
Jalapeno Ground	Pan							0	\$5.00	0			\$0.00
Jalapeno Pan	1/2 Pan							0	\$7.52	0			\$0.00
Lettuce Caps	Pan							0	\$2.67	0			\$0.00
Onions Sliced	Pan							0	\$8.00	0			\$0.00
Pickles Pan	1/2 Pan							0	\$5.70	0			\$0.00
Prep 3 way Salad	Lb							0	\$17.63	0			\$0.00
Prep Romaine Salad	Lb							0	\$2.89	0			\$0.00
Tomatoes Diced	1/2 Pan							0	\$0.25	0			\$0.00
Tomatoes Sliced	Pan							0	\$9.87	0			\$0.00
								0	\$6.44	0			\$0.00
								TOTAL		0	0.00%		\$0.00

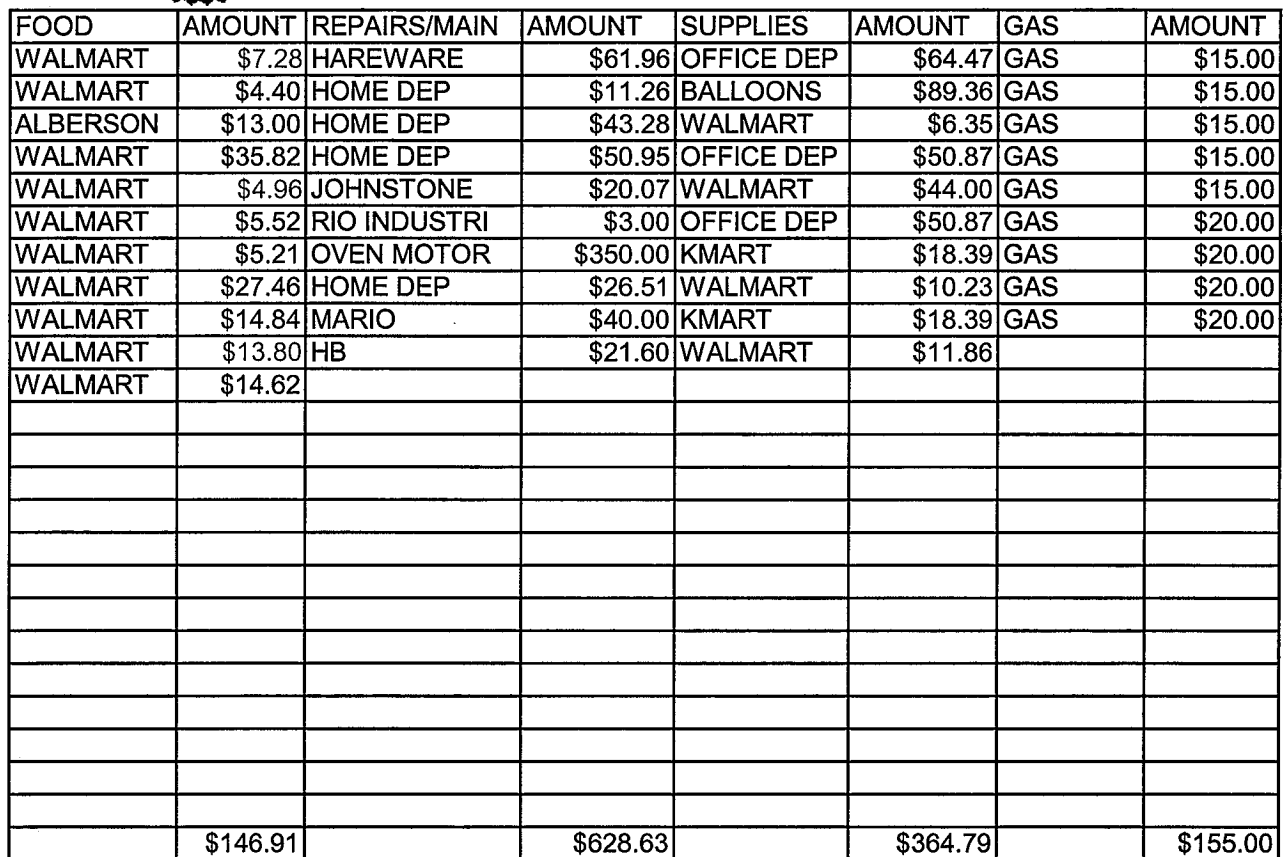
DESSERTS

Brownie all flavors	Each							0	\$0.60	0			\$0.00
Rainbow Sprinkles	box							0	\$9.02	0			\$0.00
Jellies	Each							0	\$11.10	0			\$0.00
Jamell (17 oz)	Each							0	\$1.71	0			\$0.00
M&M Pieces	Each							0	\$28.58	0			\$0.00
Hersheys Choc Syrup #10	Can							0	\$7.68	0			\$0.00
Topping, choc 16oz 12/	can							0	\$1.85	0			\$0.00
Malt Powder	Each							0	\$9.58	0			\$0.00
LMN Pie Mge	Each							0	\$4.87	0			\$0.00
Strawberry Syrup (96 oz)	Each							0	\$13.28	0			\$0.00
Vanilla Syrup	Gallon							0	\$7.75	0			\$0.00
Silvered Almonds	Sleeve							0	\$13.91	0			\$0.00
Walnuts	Bag							0	\$14.01	0			\$0.00
Whip Cream Aerosol 15 oz	Each							0	\$1.25	0			\$0.00
Cookies all flavors	Each							0	\$0.19	0			\$0.00
Chc Cheese Ice Henry	Tub							0	\$49.35	0			\$0.00
ching mix choc cream	box							0	\$10.56	0			\$0.00
Fudge Henry Icing	Tub							0	\$32.33	0			\$0.00
Ice Cream (all flavors)	3 Gallon							0	\$14.83	0			\$0.00
Vanilla Ice Cream	Each							0	\$14.83	0			\$0.00
Krispies Treats	Bag							0	\$0.75	0			\$0.00
Marshmallows	Bag							0	\$1.28	0			\$0.00
Rice Krispies	Bag							0	\$7.13	0			\$0.00
Mafie Cone Mix add H2O	Bag							0	\$7.31	0			\$0.00
Whopping, choc #10	EACH							0	\$5.00	0			\$0.00
1/2 cookie dough	Case							0	\$26.33	0			\$0.00
1/2 cookie dough	Case							0	\$25.93	0			\$0.00
1/2 cookie dough	Case							0	\$5.40	0			\$0.00
Maple Pies	Tub							0	\$26.29	0			\$0.00
Cookies Dough hay slak	Case							0	\$30.00	0			\$0.00
Dough Cookiewit Choc Tripl	Case							0	\$55.75	0			\$0.00
Blonde w/pomnt chcy dough	Case							0	\$33.83	0			\$0.00
Whit choc mac dough	Case							0	\$27.83	0			\$0.00
Omam cookie dough	Case							0	\$27.83	0			\$0.00
Dough Choc chunk	Case							0	\$37.09	0			\$0.00
Rocky rd dough	Case							0	\$7.47	0			\$0.00
Cherry pie	Each							0	\$4.06	0			\$0.00
Chocolate Cream Pie	Each							0	\$4.43	0			\$0.00
Coconut Cream Pie	Each							0	\$7.38	0			\$0.00
Strawberry Cream Pie	Each							0	\$5.38	0			\$0.00
Pecan Pie	Each							0	\$5.25	0			\$0.00
Boston Pie	Each							0	\$4.06	0			\$0.00
Bana Cream Pie	Each							0	\$3.94	0			\$0.00
Kid Ice Cream Cone	Sleeve							0		0			\$0.00

Oreo Crumbs 12/	Carton								0	\$2.57	0					\$0.00
Cheese cake variety	EA								0	\$7.55	0					\$0.00
Choco tort	EA								0	\$11.74	0					\$0.00
									TOTAL		0	0.00%				\$0.00
POULTRY																
Chix Fritters 4 Bag Per Case	Bag								0	\$11.06	0					\$0.00
Chicken Breast 80 per Case	Each								0	\$0.84	0					\$0.00
Ostirich Patties 30/	Each								0	\$2.63	0					\$0.00
Turkey Burgers 28 per Case	Each								0	\$3.21	0					\$0.00
Crispy Chicken 52/cs 4 w/ 13	Each								0	\$0.87	0					\$0.00
Chick wing brdd mrrid	bg								0	\$24.07	0					\$0.00
Boneless wings 4bags cs	bg								0	\$11.61	0					\$0.00
									TOTAL		0	0.00%				\$0.00
SEAFOOD																
Salmon Filet 32 PC.	EA								0	\$1.44	0					\$0.00
Fresh cod	Case								0	\$49.62	0					\$0.00
									TOTAL		0	0.00%				\$0.00
CONDIMENTS																
Hot Sauce Rg & Bold	Each								0	\$2.95	0					\$0.00
BBQ Pouch	Pouch								0	\$12.79	0					\$0.00
Buffalo Sauce Frank's	Jug								0	\$13.02	0					\$0.00
Mix Cheese Sauce(6)	Bag								0	\$5.30	0					\$0.00
Chipotle BBQ	Each								0	\$2.19	0					\$0.00
Heinz 57	Each								0	\$1.30	0					\$0.00
Honey Mustard	Pouch								0	\$11.86	0					\$0.00
Mustard Packets	Case								0	\$10.83	0					\$0.00
Yellow Mustard Pouch	Pouch								0	\$5.74	0					\$0.00
Spicy Mustard Pouch	Pouch								0	\$7.37	0					\$0.00
Hotteradish	Each								0	\$4.37	0					\$0.00
Ketchup pouch	Pouch								0	\$8.54	0					\$0.00
Ketchup Packets	Case								0	\$22.83	0					\$0.00
1 & P Worcestershire	Each								0	\$1.24	0					\$0.00
Picante Mild	Each								0	\$8.69	0					\$0.00
Pickles Heinz6/	Bag								0	\$2.98	0					\$0.00
Relish	Each								0	\$8.00	0					\$0.00
Tabasco Green and Red	Each								0	\$2.48	0					\$0.00
Tomatoe, Diced w/Green Chili	Can								0	\$1.73	0					\$0.00
Mayo Packets	Case								0	\$12.42	0					\$0.00
Mayo Pouch 1.5	Pouch								0	\$10.73	0					\$0.00
Mayo Gallon	Each								0	\$8.86	0					\$0.00
Lula	BTL								0	\$1.85	0					\$0.00
Barbecue sauce	BTL								0	\$2.61	0					\$0.00
Honey	Each								0	\$12.99	0					\$0.00
Honey 9 gram	cs								0	\$14.90	0					\$0.00
									TOTAL		0	0.00%				\$0.00
DRESSING/OIL																
Blue Cheese	Each								0	\$11.89	0					\$0.00
Caesar	Each								0	\$13.10	0					\$0.00
Canola Oil 75% (cs+4)	Each								0	\$14.70	0					\$0.00
Coleslaw Dr.	Each								0	\$10.33	0					\$0.00
French	Each								0	\$8.74	0					\$0.00
Fry Oil	Each								0	\$22.77	0					\$0.00
Golden Griddle	Each								0	\$18.18	0					\$0.00
Italian Golden	Each								0	\$5.55	0					\$0.00
Oriental Sesame	Each								0	\$15.99	0					\$0.00

Bud Light Cans	Each							0	\$0.78	0			\$0.00
Coors Longneck	Each							0	\$0.74	0			\$0.00
Coors Light Longneck	Each							0	\$0.71	0			\$0.00
Coors Light 7oz	Each							0	\$0.42	0			\$0.00
Miller Genuine Draft	Each							0	\$0.74	0			\$0.00
Miller Lite	Each							0	\$0.74	0			\$0.00
Miller Litecan	Each							0	\$0.71	0			\$0.00
Miller Lite 7 oz	Each							0	\$0.42	0			\$0.00
MILLER CHILL	Each							0	\$0.93	0			\$0.00
Bud lite willme	Each							0	\$0.88	0			\$0.00
BUD Lite CHELADA	Each							0	\$1.72	0			\$0.00
BUD Lite	Each							0	\$0.71	0			\$0.00
								TOTAL		0	0.00%		\$0.00
WINE													
Cabernet - Split	Each							0	\$1.12	0			\$0.00
Cabernet - Bottle	Each							0	\$4.49	0			\$0.00
Chardonnay - Split	Each							0	\$0.99	0			\$0.00
Chardonnay - Bottle	Each							0	\$9.00	0			\$0.00
Lot - Split	Each							0	\$0.99	0			\$0.00
Merlot - Bottle	Each							0	\$9.00	0			\$0.00
Zinfandel - Split	Each							0	\$0.99	0			\$0.00
Zinfandel - Bottle	Each							0	\$7.49	0			\$0.00
NEGRO BRUT	Each							0	\$2.49	0			\$0.00
Pinot	Each							0	\$1.31	0			\$0.00
								TOTAL		0	0.00%		\$0.00
KEGS													
Sam Adams	Deposit							0	\$30.00	0			\$0.00
Sam Adams	Full							0	\$48.00	0			\$0.00
Bud Lite Empty	Deposit							0	\$30.00	0			\$0.00
Bud Lite Keg	Full							0	\$39.50	0			\$0.00
Budweiser Empty	Deposit							0	\$30.00	0			\$0.00
Budweiser Keg	Full							0	\$39.50	0			\$0.00
Coors Light Empty	Deposit							0	\$30.00	0			\$0.00
Coors Light Keg	Full							0	\$71.00	0			\$0.00
Michelob Ultra Empty	Deposit							0	\$30.00	0			\$0.00
Michelob Ultra Keg	Full							0	\$39.50	0			\$0.00
Miller Lite Empty	Deposit							0	\$30.00	0			\$0.00
Miller Lite Keg	Full							0	\$36.50	0			\$0.00
Pyramid Hefeweizen Empty	Deposit							0	\$30.00	0			\$0.00
Pyramid Hefeweizen Keg	Full							0	\$48.00	0			\$0.00
Shocktop	Deposit							0	\$30.00	0			\$0.00
Shiner Bock Empty	Full							0	\$29.45	0			\$0.00
Shiner Bock Keg	Deposit							0	\$30.00	0			\$0.00
Woodchuck Cider Empty	Full							0	\$56.00	0			\$0.00
Woodchuck Cider Keg	Deposit							0	\$30.00	0			\$0.00
MICHELOB AMBER BOCK	Full							0	\$58.00	0			\$0.00
MICHELOB AMBER BOCK	Deposit							0	\$30.00	0			\$0.00
BUD SELECT	Full							0	\$25.45	0			\$0.00
BUD SELECT	DEPOSIT							0	\$30.00	0			\$0.00
BUD SELECT	FULL							0	\$48.00	0			\$0.00
								0	\$63.00	0			\$0.00
								0	\$30.00	0			\$0.00
								0	\$86.00	0			\$0.00
								TOTAL		0	0.00%		\$0.00
PREMIUM BEER													
Michelob Ultra 7oz	Each							0	\$0.41	0			\$0.00

[illegible]



\$1,295.33

PO Catering
Outstanding 2010

12/21/2011

PAD RASE

1	2/24/2011	Helen /Glen cove (yisd)	\$	110.00
2	3/30/2011	Eastlake (sisd)	\$	234.00
3	4/24/2011	Arelie	\$	150.00
4	5/16/2011	Eastwood (yisd)	\$	243.00
5	5/18/2011	Eastwood (yisd)	\$	220.50
6	6/17/2011	Susan	\$	97.43
7	6/29/2011	Fort Bliss	\$	500.00
8	7/6/2011	Jesus EPCC	\$	195.50
9	8/3/2011	Jesus EPCC	\$	207.00
10	8/10/2011	Eastlake (sisd)	\$	468.00
11	8/15/2011	Sonya /Damian Elem	\$	300.00
12	8/16/2011	Irving High (Eisd)	\$	1,200.00
13	8/17/2011	Eastlake (sisd)	\$	477.00
14	8/24/2011	Eastlake (sisd)	\$	312.00
15	9/16/2011	MWR/ Biggs Park	\$	1,000.00
16	10/27/2011	Hill Crest (yisd)	\$	479.20
17	10/29/2011	Eastwood (yisd)	\$	430.00
18	11/3/2011	Hill Crest (yisd)	\$	496.30
19	11/4/2011	Ysleta (yisd)		316-256
20	11/9/2011	Epia	\$	1,461.38
21	11/11/2011	Canutillo (sisd)	\$	200.00
22	11/15/2011	Canutillo midd (GISD)	\$	645.75
23	11/16/2011	USO	\$	3,000.00
24	11/30/2011	Eastlake	\$	148.50
25	12/8/2011	Eastlake	\$	225.00
26	12/9/2011	Tina	\$	416.30
27	12/9/2011	Ray	\$	148.84
28	12/10/2011	USO	\$	7,000.00
29	12/13/2011	Canutillo	\$	600.00
30	12/13/2011	Che	\$	25.00
31	12/13/2011	Emie	\$	324.75
32	12/13/2011	Eastlake	\$	207.00
33	12/14/2011	EPISD	\$	307.50
34	12/14/2011	McGoffin	\$	958.80
35	12/16/2011	Gc Services	\$	2,269.46
36	12/16/2011	Housing Authority	\$	3,495.00

EAST

1	5/7/2010	Hill Crt. School (YISD)	\$	175.00
2	7/24/2010	Pecos High (PISD)	\$	154.00
3	12/16/2010	Présidio	\$	265.53
4	1/8/2010	Ector Country ISD	\$	250.00
5	9/23/2011	Tracy	\$	142.00
6	10/11/2011	Humana	\$	196.73
7	10/20/2011	Tracy	\$	142.00
8	11/1/2011	Tracy	\$	142.00
9	12/10/2011	GC Services	\$	155.88
10	12/11/2011	GC Services	\$	216.50
11	12/14/2011	Ranchland	\$	69.86
12	12/15/2011	Riverside	\$	129.74
13	12/17/2011	Gc Services	\$	303.10

Total \$ 2,342.34

WEST

1	4/9/2011	Franklin	\$	185.00
2	11/18/2011	Ysleta	\$	51.00
3	12/7/2011	Cobre Highschool	\$	98.00

Total \$ 334.00

Grand Total \$ 10,959.91

	Ysleta Independet School	\$	175.00	we don't know to which Po correspond
	University Medical Center of El paso	\$	204.36	we don't know to which Po correspond
Returned ck	Virginia Medina Check	\$	60.00	

1	9/30/2011	Alorica	\$	45.96
2	10/18/2011	Alorica	\$	32.44
3	10/19/2011	Alorica	\$	64.18
4	10/20/2011	Alorica	\$	83.54
5	10/21/2011	Alorica	\$	56.44
6	10/24/2011	Alorica	\$	69.83
7	10/25/2011	Alorica	\$	66.05
8	10/27/2011	Alorica	\$	33.51
9	11/3/2011	Alorica	\$	37.81

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415 NORTH MESA, THIRD FLOOR
EL PASO, TEXAS 79901

TELEPHONE (915) 532-7500
FACSIMILE (915) 532-7503

-17-- Pages (including this sheet)

November 14, 2012

TO: Mr. Corey W. Haugland **FAX NO.:** (915) 541-6440
James & Haugland, P.C.

FROM: Christopher R. Johnston, Esq./M. Woods

REPLY TO PHONE NO. (915) 532-7500 OR FAX NO. (915) 532-7503

*Re: DHC Realty, Inc., Debtor; Case No. 11-30977-hcm; DHC Realty, LLC,
Chowaiki Holdings, LLC, et al. v. Armando Armendariz, et al.; Adversary
No. 12-03012-hcm; In the United States Bankruptcy Court for the Western
District of Texas, El Paso Division*

MESSAGE: See attached correspondence and attachments in the above referenced matter.

Thank you.

THE INFORMATION CONTAINED IN THIS FACSIMILE MESSAGE IS ATTORNEY PRIVILEGED AND CONFIDENTIAL INFORMATION INTENDED ONLY FOR THE USE OF THE INDIVIDUAL OR ENTITY NAMED ABOVE. IF THE READER OF THIS MESSAGE IS NOT THE INTENDED RECIPIENT, YOU ARE HEREBY NOTIFIED THAT ANY DISSEMINATION, DISTRIBUTION OR COPYING OF THIS COMMUNICATION IS STRICTLY PROHIBITED. IF YOU HAVE RECEIVED THIS COMMUNICATION IN ERROR, PLEASE NOTIFY US BY TELEPHONE AND RETURN THE ORIGINAL MESSAGE TO US AT THE ABOVE ADDRESS VIA THE U.S. POSTAL SERVICE. THANK YOU.

 * 12-03012-hcm Doc#58-1 Filed 02/05/13 Entered 02/05/13 21:54:55 Exhibit Exhibit 2 Pg 01 *
 * TRANSACTION REPORT *
 * NOV-14-2012 WED 01:54 PM *
 *
 * FOR: Firth*Johnston*Martinez 915 532 7503 *
 *
 * SEND *
 *
 * DATE START RECEIVER TX TIME PAGES TYPE NOTE M# DP *
 * NOV-14 01:49 PM 5416440 5' 21" 17 FAX TX OK 290 *
 *
 * TOTAL : 5M 21S PAGES: 17 *
 *

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415 NORTH MESA, THIRD FLOOR
 EL PASO, TEXAS 79901

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FROM: Christopher R. Johnston, Esq./M. Woods

REPLY TO PHONE NO. (915) 532-7500 OR FAX NO. (915) 532-7503

Re: DHC Realty, Inc., Debtor; Case No. 11-30977-hcm; DHC Realty, LLC,
 Chowalki Holdings, LLC, et al. v. Armando Armendariz, et al.; Adversary
 No. 12-03012-hcm; In the United States Bankruptcy Court for the Western
 District of Texas, El Paso Division

MESSAGE: See attached correspondence and attachments in the above referenced
 matter.

Thank you.

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